

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 308 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

LALITBHAI A DEPUTY

Versus

KIRTIBHAI SHANTILAL DESAI

Appearance:

MR DD VYAS, Sr. Advocate with Ms. MAMTA VYAS for Petitioners
None present for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 27/01/2000

ORAL JUDGEMENT

Heard the learned counsel for the petitioners.

2. This revision application was ordered to be heard
along with civil revision application No. 148 of 1990.
Shri Vyas does not dispute that that revision application

has already been dismissed though for non-prosecution but the fact is that it has already been dismissed.

3. This revision application arises from Regular Civil Suit No. 255 of 1989. Learned trial court, on application of the plaintiffs- respondents partially granted the interim injunction. On appeal, the appellate court granted the interim injunction in toto. That order has been challenged in this revision application.

4. This court has not stayed that order and so at this stage i.e. after more than 11 years otherwise also I do not find any justification to interfere with this order and rather it is in the interest of the parties that the suit itself may be disposed of at an early date.

5. This revision application fails and the same is dismissed. Rule discharged. Learned trial court is directed to decide the Regular Civil Suit No.255 of 1989 finally within a period of six months from the date of receipt of writ of this order or certified copy thereof, whichever is earlier, in case it is not decided so far. No order as to costs.

zgs/-